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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/742,751	12/20/2000	Tatsuya Anma	SIMTEK5685	6449
7590 04/15/2005			EXAMINER	
Ernest A. Beutler Suite 945 500 Newport Center Drive Newport Beach, CA 92660			GONZALEZ, JULIO C	
			ART UNIT	PAPER NUMBER
			2834	

DATE MAILED: 04/15/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

### **DETAILED ACTION**

This office Action is in response to the letter mailed on 02/22/05.

In the letter sent by the Applicant's representative, it is asked why in the second Examiner's Answer, new and unsupplied art was cited and why there were some changes about an earlier position with regards to the first Examiner's Answer.

Firstly, NO new art was cited in the rejection. The same art was used. Please compare the rejections of both Examiner's Answer. Also, since the same art was used, all the cited art, which is the same in the first and second Examiner's Answers were supplied.

With regards to the remark that the Examiner changed some of the points in regards to an earlier position in the first Examiner's Answer, respectfully, the second Examiner's Answer contains the same position. The only difference is that the second Examiner's Answer explains in more detail the position of the Examiner.

With regards as to why a second Examiner's Answer was sent, the second Examiner's Answer was sent to satisfy and meet the requirement of the Appeal Conference prior to mailing the Examiner's Answer.

With regards to the request from the Applicant's Representative to reply to the second Examiner's Answer by filing a substitute brief, yes, absolutely, the Appellant has the opportunity to reply to the second Examiner's Answer.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Julio C. Gonzalez whose telephone number is 571-272-2024. The examiner can normally be reached on M-F (8AM-5PM).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Darren Schuberg can be reached on 571-272-2044. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Jcg

April 13, 2005

  
DARREN SCHUBERG  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2800